

AMENDED

Nº 43847

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUN 5 1981
Returned to applicant for correction AUG 20 1981
Corrected application filed OCT 10 1981
Map filed NOV 6 1981

The applicant Terry D. Summers
Box 29, of Crescent Valley
Street and No. or P.O. Box No. City or Town
Nevada 89821
State and Zip Code No., hereby make S application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground
Name of stream, lake or other source.
2. The amount of water applied for is .67 cfs second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet acre-feet

3. The water to be used for Minning, Milling and domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated)

(b) Stockwater (state number and kinds of animals to be watered)

(c) Other use (describe fully under "No. 12. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of section 22,
T.28N., R.47E., M.D.B. & M. or at a point from which the SE corner of said section
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
22, bears S.49°38'E. 2270.00'
it should be stated.

6. Place of use All of sections 15 and 16, T.28N., R.47E. M.D.B. & M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Existing well, install pump, motor
and 6" pipeline
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$20,000.00
10. Estimated time required to construct works.....2 years
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use.....5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
- Water is to be used for a mining and milling operation operating 8 hours per day 7 days per week estimated annual consumptive use 53,325,000 gallons .

By Robert N. Caldwell R.L.S. agent
s/Robert N. Caldwell
Signature applicant or agent
146 w. second st.
Winnemucca, Nevada 89445

Compared js/ sg bt/ia

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.67.....cubic feet per second., but not to exceed.....53.3 million gallons annually.

Actual construction work shall begin on or before.....N/A.....

Proof of commencement of work shall be filed before.....N/A.....

Work must be prosecuted with reasonable diligence and be completed on or before.....August 2, 1983.....

Proof of completion of work shall be filed before.....September 2, 1983.....

Application of water to beneficial use shall be made on or before.....August 2, 1985.....

Proof of the application of water to beneficial use shall be filed on or before.....September 2, 1985.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....
Completion of work filed.....NOV 01 1984.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 2nd day of AUGUST
A.D. 1982

CANCELLED OCT 11 1985
218 (Rev. 9-80) AGENT TO COMPLY WITH THE PROVISIONS OF PERMIT

State Engineer